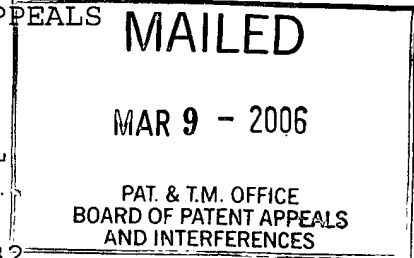


UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte ANDREW MARSHALL

Application No. 10/007,332



ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received electronically at the Board of Patent Appeals and Interferences on February 10, 2006. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

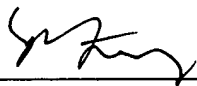
On January 18, 2006, applicant filed a second Appeal Brief. There is on indication in the record that this Appeal Brief has been considered.

Accordingly, it is

ORDERED that the application is returned to the Examiner to:
1) consider the second Appeal Brief and, if necessary, to vacate the Examiner's Answer mailed April 20, 2005, and issue a revised Examiner's Answer in response thereto; and 2) for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

By: _____


CRAIG R. FEINBERG
Program and Resource Administrator
(571) 272-9797

CF/dal

Application No. 10/007,332

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TEXAS INSTRUMENTS INCORPORATED
P.O. BOX 655474, M/S 3999
DALLAS, TX 75265